

Addendum A

**DAVID R. PAYNE, CPA/ABV, CIRA/CDBV,  
CTP, ASA**

**Summary Curriculum Vitae**

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**Experience**

Mr. Payne is President of *D. R. Payne & Associates, Inc.*, with over twenty-five (25) years of accounting and consulting experience in both public and private industry. The firm maintains offices in Oklahoma City and Tulsa and serves clients throughout the Southwest. Mr. Payne also serves as Managing Directors of *Business Valuators and Appraisers, L.L.C.*, a firm specializing in valuation and appraisal matters and *Renewal & Recovery Professionals, L.L.C.*, a firm providing turnaround, interim and/or court supervised management services to troubled companies. Mr. Payne previously worked in a number of financial positions in industry including serving as Controller and Chief Accounting Officer of a publicly-traded company, in addition to working as a partner in a Big Six Accounting and Consulting Firm.

**Professional Designations**

- Certified Public Accountant (CPA)
- Accredited in Business Valuation (ABV)
- Certified Turnaround Professional (CTP)
- Certified Insolvency & Restructuring Advisor (CIRA)
- Certified in Distressed Business Valuation (CDBV)
- Accredited Senior Appraiser (ASA)

**Professional Affiliations**

- Member, Oklahoma Society of Certified Public Accountants
- Member, American Institute of Certified Public Accountants
- National Board of Directors – Association of Insolvency and Restructuring Advisors
- Member, American Bankruptcy Institute
- President, Oklahoma Chapter of the American Society of Appraisers
- Member, Association of Certified Fraud Examiners
- Member, Turnaround Management Association
- Member, International Business Brokers Association

**Management Assignments**

- Interim Chief Executive Officer
- Outsourced Chief Financial Officer
- Chief Restructuring Officer
- Chief Development Officer
- Operating Agent

**PLAINTIFF'S  
EXHIBIT**

TULSA

## **Addendum A**

### **Court Appointed Assignments**

- Chapter 11 Trustee
- Chapter 11 Examiner
- Chapter 11 Post Petition Officer
- Court Appointed Expert Witness, F. R. E. 706
- Federal District Court Receiver
- State District Court Receiver

### **Professional and Expert Witness Assignments**

- Damage Assessments - Contract, Torts, Warranty, Anti-Trust, Infringement, Securities, Minority Shareholder, Wrongful Termination/Death – Over 100 cases
- Alter Ego, Fraudulent Conveyance, Badges of Fraud, Concealments, Misstatements, and Breach of Duty, Negligence, Professional Standards – Over 100 cases
- Insolvency and Reorganization Evaluations – Cash Collateral, Conversion, Dismissal, Avoidance Actions, Confirmation, Absolute Priority and Feasibility - Over 500 cases
- Out of Court Restructurings – Over 100 clients
- Valuations and Appraisals – Over 20,000 hours
- Accountings and Forensic Investigations – Reconstructing of Books and Records, Tracing of Funds, Dissolution Accounting, Project Accounting, Transfer Pricing and other Financial/Business Conduct Disputes – Over 100 matters

### **Publications and Articles**

- "Valuation of Small, Troubled Businesses," Association of Insolvency and Restructuring Advisors Conference, June 2008
- "Fraud: A View From The Private Sector,": Clifton H. Scott, Oklahoma State Auditor and Inspector - Questioning and Detecting Fraud, December 1998
- "How Structures Affect Valuation and Discounts," Family Law Symposium, Oklahoma Bar Association, November 1998
- "Utilizing Business Appraisals as a Benchmark for Evaluating Contested Single Asset Real Estate Cases," Whitepaper, November 1997
- Energy/Utility Industry Outlook, Association of Insolvency Accountants, May 1997
- "Alternatives to Bankruptcy," North American Petroleum Conference, May 1992
- "Role of the Reorganization and Insolvency Accountant," Oklahoma County Bar, May 1992
- "Post Petition Financing and the Capital Crisis," Oklahoma Bar, Advanced Bankruptcy, December 1991
- "The Farmout Bills, A Closer Look," American Bankruptcy Institute, June 1988

### **Education and Certifications**

Mr. Payne is a graduate of Oklahoma Christian University (B.S. in Accounting 1980). He has participated in or instructed continuing education programs in the areas of valuation, bankruptcy accounting, litigation support, and turnaround management. Mr. Payne has attended strategic planning seminars, activity based costing and business valuation courses offered as executive training. Mr. Payne has completed courses, passed examinations and/or achieved direct experience required in public accounting, appraisal, turnaround management and restructuring disciplines to become certified.